

THE HONORABLE EDWARD F. SHEA

Stewart A. Estes, WSBA #15535  
Kimberly J. Waldbaum, WSBA #31529  
Keating, Bucklin & McCormack, Inc., P.S.  
800 Fifth Avenue, Suite 4141  
Seattle, WA 98104  
(206) 623-8861

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON  
AT SPOKANE

KYLE STIFFARM,

Plaintiff

v.

CITY OF PULLMAN POLICE  
DEPARTMENT and ANDREW  
WILSON,

Defendants.

No. CV 04-0414-EFS

STIPULATED PROTECTIVE  
ORDER REGARDING  
DOCUMENTS TO BE  
PRODUCED BY DEFENDANT  
CITY OF PULLMAN

**STIPULATION**

COMES NOW Plaintiff, Kyle Stiffarm, and Defendants City of Pullman  
and Andrew Wilson, by and through their undersigned counsel of record, and  
stipulate as set forth below:

STIPULATED PROTECTIVE ORDER RE  
DOCS TO BE PRODUCED BY CITY - 1  
Cause No. CS-04-0214-FVS

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SEATTLE, WASHINGTON 98104-3175  
PHONE: (206) 623-8881  
FAX: (206) 223-9423

1 Dated this 17<sup>th</sup> day of January, 2006.

2 SNYDER & MARTONICK LAW OFFICES

3  
4  
5 Steve Martonick, WSBA #32213  
6 Attorneys for Plaintiff

7 KEATING, BUCKLIN & McCORMACK,  
8 INC., P.S.

9 Kimberly J. Waldbaum  
10 Stewart A. Estes, WSBA #15535  
11 Kimberly J. Waldbaum, WSBA #31529  
12 Attorneys for Defendants

13 **ORDER**

14 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that  
15 certain documents produced by Defendants in Response to Plaintiff's Second  
16 Interrogatories and Requests for Production, including use of force reports,  
17 documents relating to sustained complaints of misconduct by Andrew Wilson,  
18 and claims or reports made by Andrew Wilson relating to physical or  
19 psychological injuries suffered by him in the performance of his duties as a  
20 Pullman police officer, will be disclosed pursuant to the following provisions:

21 IT IS FURTHER ORDERED that the contents and/or existence of the  
22 aforementioned documents and files and any part thereof or therein shall not  
23 be disclosed in any manner or form to any person and/or entities other than the  
24

STIPULATED PROTECTIVE ORDER RE  
DOCS TO BE PRODUCED BY CITY -2  
Cause No. CS-04-0214-FVS

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1 Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

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STIPULATED PROTECTIVE ORDER RE  
DOCS TO BE PRODUCED BY CITY -2  
Cause No. CS-04-0214-FVS

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1 parties, the parties' attorneys, experts retained by parties' attorneys, their  
2 staffs, and other individuals as specifically herein provided.

3  
4 IT IS FURTHER ORDERED that the parties shall be allowed to use the  
5 aforementioned documents or information in depositions of Plaintiff,  
6 Defendants, and the parties' expert witnesses, or in consulting with any expert  
7 witness in this case, subject to the conditions of the Protective Order.

8  
9 IT IS FURTHER ORDERED that counsel for the Plaintiff shall use all  
10 documents and information produced or disclosed pursuant to this Protective  
11 Order solely for purpose of preparation for a trial of this action. Under no  
12 circumstances shall Plaintiff and his counsel and experts disclose information  
13 or materials covered by this Order to anyone other than as provided in this  
14 Order. Nothing in this Order shall prohibit or restrict the Defendants from  
15 using these records in the normal course of their business.

16  
17 IT IS FURTHER ORDERED that any expert receiving documents  
18 subject to this Order shall be provided with a copy of this Order and shall be  
19 required to keep said information confidential and shall assure that his or her  
20 staff keeps said information confidential.

21  
22 IT IS FURTHER ORDERED that at the conclusion of this litigation,  
23 Plaintiff's counsel will retrieve and return to counsel for the Defendants all  
24 copies of all records and other documents produced by the Defendants

STIPULATED PROTECTIVE ORDER RE  
DOCS TO BE PRODUCED BY CITY -3  
Cause No. CS-04-0214-FVS

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pursuant to this Order, including those provided to expert witnesses, no later than thirty days from the date final order or judgment has been entered.

IT IS FURTHER ORDERED that all documents produced in discovery pursuant to this Order shall be labeled "Confidential-Subject to Protective Order."

IT IS FURTHER ORDERED that all documents produced pursuant to this Order shall be submitted under seal, and designated "Confidential-Subject to Protective Order."

IT IS FURTHER ORDERED that this Protective Order shall remain in full force and effect until such time as this Court modifies its terms or releases the parties from its provisions.

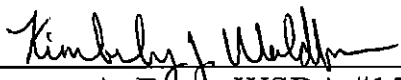
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 XX  
 XX

DONE IN OPEN COURT this 30th day of January, 2006.

s/ Edward F. Shea  
 Honorable Edward F. Shea  
 United States District Court Judge

Presented by:

KEATING, BUCKLIN & McCORMACK, INC., P.S.

  
Stewart A. Estes, WSBA #15535  
Kimberly J. Waldbaum, WSBA #31529  
Attorneys for Defendants

Approved as to Form:

SNYDER & MARTONICK LAW OFFICES

  
Steve Martonick, WSBA #32213  
Attorneys for Plaintiff

**CERTIFICATE OF SERVICE**

I hereby certify that on January 17, 2006, I electronically filed the foregoing Stipulated Protective Order Regarding Documents to be Produced by Defendant City of Pullman with the Clerk of the Court using the CM/ECF system to the following participant: Steve Martonick.

s/Stewart A. Estes  
Stewart A. Estes, WSBA #15535  
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STIPULATED PROTECTIVE ORDER RE  
DOCS TO BE PRODUCED BY CITY - 5  
Cause No. CS-04-0214-FVS

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3  
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6 Kimberly J. Waldbaum, WSBA #31529  
7 Attorneys for Defendants

8 Approved as to Form:

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11 Steve Martonick, WSBA #32213  
12 Attorneys for Plaintiff

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16 by Defendant City of Pullman with the Clerk of the Court using the CM/ECF  
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Cause No. CS-04-0214-FVS

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